

Docket No. 199509US0PCT  
IN RE APPLICATION OF: Francesco PARENTI, et al.  
SERIAL NO: 09/744,247  
FILED: January 30, 2001  
FOR: NEW INJECTABLE FORMULATIONS CONTAINING RAMOPLANIN



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COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Transmitted herewith is an Amendment and Request for Reconsideration w/Marked-Up Copy in the above-identified application.

- ☒ No additional fee is required  
☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.  
☐ Additional documents filed herewith:

The Fee has been calculated as shown below:

| CLAIMS      | CLAIMS<br>REMAINING |  | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID | NO.<br>EXTRA<br>CLAIMS | RATE      | CALCULATIONS |
|-------------|---------------------|--|---|------------------------|-----------|--------------|
| TOTAL       | 44                  | MINUS  | 45                                      | 0                      | x \$18 =  | \$0.00       |
| INDEPENDENT | 1                   | MINUS  | 1                                       | 0                      | x \$84 =  | \$0.00       |
|             |                     | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS                   |   |                        | + \$280 = | \$0.00       |
|             |                     | TOTAL OF ABOVE CALCULATIONS  |   |                        |           | \$0.00       |
|             |                     | <input type="checkbox"/> Reduction by 50% for filing by Small Entity |   |                        |           | \$0.00       |
|             |                     | <input type="checkbox"/> Recordation of Assignment                   |   |                        | + \$40 =  | \$0.00       |
|             |                     | TOTAL  |   |                        |           | \$0.00       |

- ☐ A check in the amount of \$0.00 is attached.
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
FRANCESCO PARENTI, ET AL. : EXAMINER: LUKTON, D.  
SERIAL NO: 09/744,247 :  
FILED: JANUARY 30, 2001 : GROUP ART UNIT: 1653  
FOR: NEW INJECTABLE :  
FORMULATIONS CONTAINING  
RAMOPLANIN

AMENDMENT AND REQUEST FOR RECONSIDERATION

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the outstanding Official Action of June 3, 2003, reconsideration of the above-identified application is respectfully requested via the following amendment and remarks.

IN THE CLAIMS

Please cancel Claim 19.

Please amend the claims to read as follows:<sup>1</sup>

8. (Twice Amended) A formulation according to claim 6 wherein soybean oil and/or cottonseed oil and/or safflower oil are totally or partially replaced by a mixture of long chain fatty acids in the form of triglycerides to form a composition wherein said fatty acids are present in the respective proportions indicated in said claims and, optionally part of the above oils or long chain fatty acids is substituted by medium chain (C<sub>6</sub>-C<sub>12</sub>) triglycerides.

<sup>1</sup> A marked-up copy of the claims is attached hereto.